

**CHESTERFIELD COUNTY COUNCIL
REGULAR MEETING
COUNTY COUNCIL MULTI-PURPOSE BUILDING
MARCH 5, 2008 9:00 A.M.**

PRESENT: Chairman J. Matthew Rivers, Vice-Chairman Lenora V. Powe, Council Members: Gerald L. Miller, Anne Brumley, G. Franklin Plyler, Bruce E. Rivers, Robert G. Cole, Crawford Moore, Kenneth A. Johnson, and Clerk to Council Michelle Sellers. There were others attending the meeting who did not sign the sign-in sheet.

CALL TO ORDER AND PRAYER

Chairman J. Matthew Rivers welcomed everyone and Council Member Moore asked administrator J. Ronald Thurman to open the meeting with prayer.

ADOPTION OF AGENDA

Council Member Cole made a motion to adopt the March 5, 2008 meeting agenda. Council Member Plyler seconded the motion. Voting in favor of the motion was unanimous.

APPROVAL OF MINUTES

a. February 6, 2008 Regular Meeting Minutes

Council Member Powe stated there was a typo on page two paragraph three should read lowboy trailer. Council Member Moore made a motion to approve the February 6, 2008 Regular Meeting Minutes with approve changes. Council Member Brumley seconded the motion. Voting in favor of the motion was unanimous.

SPECIAL RECOGNITIONS

a. CHESTERFIELD HIGH SCHOOL VARSITY WRESTLING TEAM

Council Member Brumley presented the Chesterfield High School Varsity Wrestling Team with a Resolution recognizing another State Championship. The team captured this win for the seconded consecutive year and for a total of four State Championship wins in five years. This season was finished with a 45-2 team record, the best in school history.

b. CHESTERFIELD HIGH SCHOOL BAND MEMBERS

Council Member Brumley presented five members of the Chesterfield High School Band with a Resolution who earned a seat in the 2008 All-State Band. These students must earn a high score at the Region Band audition to be invited to try out for All-State Band and then must compete against the top band members from all five regions in SC to earn a seat. These five members earned a seat in the 2008 All-State Band are: Elizabeth Douglass, Aaron Keith, Rob Effird, Robbie Gainey, and Brandon Douglass.

SIGNING OF BONDS, PAYROLL, AND AUTHORIZATIONS

None

APPOINTMENTS

a. .Rev. Doug Taylor, Living Faith Baptist Church

Mr. Maurice E. Mitten has requested that Rev. Doug Taylor be allowed to appear before Council as spokesman for a group concerned about the proposed asphalt plant to be located on Highway 151. Mr. Mitten stated that several citizens are concerned about the proposed plant because it will be located near New heights Middle School and that this type of plant can potentially emit twelve toxins in the air.

b. Representative Vick's Letter (a related matter)

The Honorable Representative Ted Martin Vick sent a letter expressing concern over the proposed asphalt plant on Highway 151. Representative Vick stated in his letter that he had been contacted by several constituents who are deeply concerned about the proposed asphalt plant. This facility will be within 7/10 of a mile from New Heights Middle School and will affect hundreds of residents within a twp-mile radius of the plant. It is Representative Vick's understanding that there are potentially twelve toxins that will be emitted in the air at this type of facility. Representative Vick encourages council to give this urgent attention, as this matter is quickly at hand with the DHEC permitting process.

PUBLIC COMMENTS

None

PUBLIC HEARINGS

None

ORDINANCE READINGS AND RESOLUTIONS

a. International Building Codes Ordinance Amendment – 2nd Reading

Council Member Plyler made a motion to pass 2nd reading. Council Member Moore seconded the motion. Voting in favor of the motion was unanimous.

b. Lease Purchase Ordinance – 2nd Reading

Council Member Powe made a motion to pass second reading. Council Member Miller seconded the motion. Voting in favor of the motion was unanimous.

c. Animal Control Ordinance Amendment – 1st Reading

In order for the Animal Control Ordinance to more closely match the Litter Control Ordinance in regards to fines collection it is requested that Council amend Section 14 of the Animal Control Ordinance as amended on Jun 7, 2006. The ordinance currently state that penalties will be paid to the county within 10 days in full satisfaction of the assessed penalty. The change is requested to read that the penalties will be paid to the appropriate Chesterfield County Magistrate Office within 10 days in full satisfaction of the assessed penalty. Council Member Johnson made a motion to pass 1st reading. Council Member Powe seconded the motion. Voting in favor of the motion was unanimous.

STANDING COMMITTEE REPORTS – Road Committee Chair, Lenora Powe

After the last Council meeting the Road Committee met with Mr. Sammie Copeland, Chairman of the Chesterfield County Transportation Committee (CTC) and requested that the CTC consider allowing Chesterfield County to pave a project road. After consideration at their regular meeting, the CTC has agreed to allow Chesterfield County Public Works to proceed with a pilot paving project.

The chosen by the CTC as the project road will be Willie Johnson Road off of Ora church Road in Council Member Miller's district. Chesterfield County will do all the base preparation and engineering with the possible assistance of the Council of Governments staff or Mr. Boyd Rogers. Once the road is ready, the actual fine grading, if necessary, and the asphalt paving will be let for bid.

The hope is that this will allow Chesterfield County to pave at a much lower cost than the state and therefore gain additional miles from the same dollar allocated by the CTC.

ITEMS SUBMITTED BY COUNCIL

a. State of the County – Chairman Rivers

Chairman Rivers requested that this item be placed on the agenda as an informative tool to keep not only Council up to date on the status of Chesterfield County, but also the media and the citizens. This address will be an annual or possibly semi-annual report to Council.

Chairman Rivers address what the county has achieved in the following matters: Business Friendly Initiatives, Financial Initiatives, Co-Operation with Agencies, County Department Initiatives, Building Initiatives, and Council Initiatives. The items discussed can be viewed at the County Council office along with the minutes at 200 W. Main Street, Chesterfield, SC .

b. Byrd Road Thru Truck Update – Council Member Plyler

Council Member Frank Plyler requested that this item be placed on the agenda to inform Council and the public regarding the recent developments involving the traffic flow on Byrd Road. In the past, Council requested that the State erect "No Thru Truck Traffic" signs on the road. They routed the majority of heavy truck traffic along the Patrick-Society Hill Road which is also a State road. The County has not been informed that the bridge on the Patrick-Society Hill Road will be limited in the size of trucks that can cross it safely. This being the case, the State is re-routing the heavy truck traffic once again to Byrd Road.

c. Time Warner Cable Channel 10 Update

Council Chair Matt Rivers and Council Member Moore requested that this item be placed on the agenda to address concerns received from viewers in the Time Warner Cablevision service area. Since Chesterfield County is a franchising agency

ITEMS SUBMITTED BY STAFF

None

UNFINISHED BUSINESS

None

NEW BUSINESS

None

ANNOUNCEMENTS

Lenora V. Powe

None

Franklin Plyler

Sherrill's Mill Road Discussion

Crawford Moore

None

Robert G. Cole

None

Bruce E. Rivers

None

Kenneth Al Johnson

None

Anne Brumley

None

Chairman J. Matthew Rivers

Introduced his family.

Gerald Miller

None

EXECUTIVE SESSION

Chairman J. Matthew Rivers recommended Council enter into Executive Session in accordance with S.C. Law, Section 30-4-70 of the S.C. Code of Laws, to discuss the Project Byrne Site.

Council Member Moore made a motion to enter Executive Session. Council Member Powe seconded the motion. Voting in favor of the motion was unanimous. Council Member Bruce E. Rivers made a motion to exit Executive Session. Council Member Cole seconded the motion. Voting in favor of the motion was unanimous.

REGULAR SESSION

Chairman J. Matthew Rivers reported Council is back in regular session. No motions were made and no action was taken in Executive Session.

Council Member Plyler made a motion to grant ninety (90) day extension for the assignment to Project Byrne. Council Member Moore seconded the motion. Voting in favor of the motion was unanimous.

ADJOURN

Council Member Miller made a motion to adjourn. Council Member Cole seconded the motion. Voting in favor of the motion was unanimous.

APPROVED:

ATTEST:

J. MATTHEW RIVERS, CHAIRMAN

MICHELLE SELLERS
CLERK TO COUNCIL

DATE:_____